

Robert Greene Sterne Edward J. Kessler Jorge A. Goldstein David K.S. Cornwell Robert W. Esmond Tracy-Gene G. Durkin Michael B. Ray Robert E. Sokohl Erik. Steffe Michael Q. Lee Steven R. Ludwig John M. Covert Linda E. Alcorn Robert C. Millonig Lawrence B. Bugaisky Donald J. Featherstone Michael V. Messinger Judith U. Kim Iimothy J. Shea, Jr. Patrick E. Garrett Jeffrey T. Helvey-Heidi L. Kraus Crystal D. Sayles Edward W. Yee Albert L. Ferro\* Donald R. Banowit Peter A. Jackman Molly A. McCall Teresa U. Medler Jeffrey S. Weaver Kendrick P. Patterson Vincent L. Capuano Albert J. Fasulo II\* Eldora Ellison Floyd W. Russell Swindell Thomas C. Fiala Brian J. Del Buono Virgil Lee Beaston\* Reginald D. Lucas\* Kimbery N. Reddick Theodore A. Wood Elizabeth J. Haanes Bruce E. Chalker Joseph S. Ostroff Frank R. Cottingham\* Christine M. Lhulier Rae Lynn Prengaman; Jane Shershenovich\* Lawrence J. Carroll\* George S. Bardmesser Registered Patent Agents Karen R. Markowicz Andrea J. Kamage Nancy J. Leith Joseph M. Conrad III Ann E. Summerfield Helene C. Carlson Gaby L. Longsworth Matthew J. Dowd Aaron L. Schwartz Angelique G. Uy Boris A. Matwenko Mary B. Tug Katrina Y. Pei Bryan L. Skelton Jason D. Eisenberg

Senior Counsel Samuel L. Fox Kenneth C. Bass III Lisa A. Dunner

\*Admitted only in Maryland \*Admitted only in Virginia \*Admitted only in Texas

Practice Limited to
 Federal Agencies

July 31, 2002

WRITER'S DIRECT NUMBER: (202) 371-2673
INTERNET ADDRESS:
JCOVERT@SKGF.COM

The Honorable Director of Patents and Trademarks Washington, D.C. 20231

Box Assignment

Re:

U.S. Utility Patent Application

Appl. No. 09/814,123; Filed: March 22, 2001

For:

Aryl Substituted Pyrazoles, Triazoles and Tetrazoles, and the Use

**Thereof** 

Inventors:

Hogenkamp et al.

Our Ref:

1861.1270001/JMC/THN

Sir:

Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. Two (2) Recordation Form Cover Sheets (Form PTO-1595);
- 2. Certificate of Amendment of COCENSYS, INC., official recordation and return of which are respectfully requested;
- 3. Assignment to EURO-CELTIQUE S.A., official recordation and return of which are respectfully requested;
- 4. Fee Transmittal Form (PTO/SB/17);
- 5. One (1) return postcard; and
- 6. Our Check No. 36021 for \$80.00 to cover recordation fees (37 C.F.R. § 1.21).

Sterne, Kessler, Goldstein & Fox P.L.L.C.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

The Honorable Director of Patents and Trademarks July 31, 2002 Page 2

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

John M. Covert

Attorney for Applicants Registration No. 38,759

**Enclosures** 

SKGF\_DC1:40235.1

Form PTO-1595

(2.6.7.00.7.7)	RECORDATION FORM COVER SHEET PATENTS ONLY Patent and Trademark Office			
To the Honorable Commissioner of Patents and Trademarks. Please record t	he attached original documents or copy thereof.			
Name of conveying party(ies):	2. Name and address of receiving party(ies):			
COCENSYS, INC.	Name: PURDUE PHARMA LTD.			
	Street Address: 213 Technology Drive			
Additional name(s) of conveying party(ies) attached? □ yes ⊠ no				
3. Nature of Conveyance:	City: Irvine State: CA Zip Code: 92618			
<ul> <li>□ Assignment</li> <li>□ Merger</li> <li>□ Security Agreement</li> <li>□ Other</li> </ul>	Country: United States of America  Additional name(s) & address(es) attached? □ yes ⋈ no			
Execution Date: January 17, 2001				
4. Application number(s) or patent number(s):				
If this document is being filed together with a new applicat	ion, the execution date of the application is			
A. Patent Application No(s).	B. Patent No(s).			
09/814,123				
Additional numbers attached?	yes ⊠ no			
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and patents involved: _ 1_			
Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.	7. Total-fee (37 C.F.R. § 3.41)\$ 40.00			
Internal Address: c/o John M. Covert	⊠ Enclosed			
	☐ Authorized to be charged to Deposit Account			
Street Address: 1100 New York Ave., N.W. Suite 600	8. Deposit Account Number:			
2 200	19-0036			
City: Washington State: D.C. Zip Code: 20005-3934	(Attach duplicate copy of this page if paying by deposit account)			
DO NOT US	E THIS SPACE			
9. Statement and signature.  To the best of my knowledge and belief, the foregoing information of the original document.  John M. Covert  Name of Person Signing Registration No. 38,759  Total number of pages including cover	July 31, 2007			
	h required cover sheet information to: Trademarks, Box Assignments			

,	ORM COVER SHEET  U.S. Department of Commerce Patent and Trademark Office TS ONLY		
To the Honorable Commissioner of Patents and Trademarks. Please record t	the attached original documents or copy thereof.		
Name of conveying party(ies):	2. Name and address of receiving party(ies):		
PURDUE PHARMA LTD.	Name: EURO-CELTIQUE S.A.		
Additional name(s) of conveying party(ies) attached? □ yes ⊠ no	Street Address: 122 Boulevard de la Petrusse L-2330 Luxembourg		
3. Nature of Conveyance:	Country: Luxembourg		
<ul> <li>■ Assignment</li> <li>□ Merger</li> <li>□ Change of Name</li> <li>□ Other</li> </ul>	Additional name(s) & address(es) attached? □ yes ⊠ no		
Execution Date: July 24, 2002			
4. Application number(s) or patent number(s):			
If this document is being filed together with a new applicate	ion, the execution date of the application is		
A. Patent Application No(s).	B. Patent No(s).		
09/814,123			
Additional numbers attached?	yes ⊠ no		
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and patents involved: _ 1		
Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.	7. Total fee (37 C.F.R. § 3.41)\$ 40.00		
Internal Address: c/o John M. Covert	☑ Enclosed		
	☐ Authorized to be charged to Deposit Account		
Street Address: 1100 New York Ave., N.W. Suite 600	8. Deposit Account Number:		
City: Washington State: D.C. Zip Code: 20005-3934	19-0036 (Attach duplicate copy of this page if paying by deposit account)		
DO NOT USF	E THIS SPACE		
9. Statement and signature.  To the best of my knowledge and belief, the foregoing inform copy of the original document.  John M. Covert  Name of Person Signing  Registration No. 38,759  Total number of pages including cover s	ment Anty 31,2002		
Mail documents to be recorded with required cover sheet information to:			
Commissioner of Patents and Trademarks, Box Assignments Washington, D.C. 20231			

Delaware

PAGE 1

## The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "COCENSYS, INC.", CHANGING ITS NAME FROM "COCENSYS, INC." TO "PURDUE PHARMA LTD.", FILED IN THIS OFFICE ON THE SEVENTEENTH DAY OF JANUARY, A.D. 2001, AT 9 O'CLOCK A.M.

Harriet Smith Windsor, Secretary of State
AUTHENTICATION: 1532396

DATE: 12-29-01

2318043 8100

010634841

STATE OF DELAWARE SECRETARY OF STATE DIVISION OF CORPORATIONS FILED 09:00 AM 01/17/2001 010026167 - 2318043

## CERTIFICATE OF AMENDMENT OF COCENSYS, INC.

Pursuant to Section 242 of the General Corporation Law of the State of Delaware

CoCensys, Inc., a corporation organized and existing under the General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify as follows:

amendment to the Certificate of Incorporation of the Corporation, declaring said amendment to be advisable and directing that said amendment be considered by the stockholders of the Corporation entitled to vote thereon were duly adopted by the Unanimous Written Consent of the Board of Directors of the Corporation dated as of December 7, 2000.

SECOND: Thereafter, said amendment was approved in accordance with Section 228 of the General Corporation Law of the State of Delaware by written consent dated as of December 7, 2000 of the sole stockholder of the Corporation entitled to vote thereon.

THIRD: Said amendment would amend the Certificate of Incorporation of the Corporation by deleting Article FIRST and substituting in lieu thereof the following new Article FIRST:

"FIRST: The name of the Corporation is Purdue Pharma Ltd. (the 'Corporation')."

FOURTH: Said amendment was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the Corporation has caused this certificate to be signed by its Vice President and attested by its Assistant Secretary as of this 15th day of January, 2001.

COCENSYS, INC.

Ву

Howard R. Udell Vice President

Attest:

Βv

Stuart D. Baker

Assistant Secretary

Attorney Docket: 1861.1270001

#### **ASSIGNMENT**

In consideration of the sum of One Dollar (\$1.00) or equivalent and other good and valuable consideration, receipt of which is hereby acknowledged, PURDUE PHARMA LTD., a corporation organized and existing under the laws of Delaware, United States of America (the "Assignor"), being the sole proprietor of the Patents and Patent Applications described in Schedule A, hereby sells and assigns to EURO-CELTIQUE S.A., a corporation formed under the laws of Luxembourg, having an office and place of business at 122 Boulevard de la Petrusse, L-2330 Luxembourg (the "Assignee"), the entire right, title and interest for the United States of America (as defined in 35 U.S.C. § 100), and throughout the world, including the right to sue for past infringement and to collect for all past, present and future damages,

- (a) in each of the Patents and Patent Applications that are described in detail in Schedule A, annexed hereto and made a part hereof, and
- (b) in any and all applications that claim the benefit of the Patents and Patent Applications described in detail in Schedule A, including continuing applications, reissues, extensions, renewals, and reexaminations of such Patents and Patent Applications, to the full extent of the term or terms for which Letters Patents issue, and
- (c) in any and all inventions described in each of the Patents and Patent Applications that are described in detail on Schedule A, and in all forms of intellectual and industrial property protection derivable therefrom, and that are derivable from any and all continuing applications, reissues, extensions, renewals and reexaminations of such Patents and Patent Applications, including, without limitation, patents, applications, utility models, inventor's certificates, and designs together with the right to file applications therefor; and including the right to claim the same priority rights from any previously filed applications under the International Agreement for the Protection of Industrial Property, or any other international agreement, or the domestic laws of the country in which any such application is filed, as may be applicable;

all such rights, title and interest to be held and enjoyed by the above-named Assignee, its successors, legal representatives and assigns to the same extent as all such rights, title and interest would have been held and enjoyed by the Assignor had this assignment and sale not been made.

The Assignor agrees to execute all papers necessary in connection with the applications and Letters Patents as above, and any continuing (continuation, divisional, or continuation-in-part), reissue, reexamination or corresponding applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

The Assignor agrees to execute all papers necessary in connection with any interference or patent enforcement action (judicial or otherwise) related to the applications or Letters Patents or any continuing (continuation, divisional, or continuation-in-part), reissue or reexamination application thereof and to cooperate with the Assignee at Assignee's expense in every reasonable way possible in obtaining evidence and going forward with such interference or patent enforcement act.

The Assignor agrees to perform all affirmative acts at Assignee's request and expense that may be necessary to obtain or ensure a grant of a valid patent to the Assignee.

The Assignor hereby represents that Assignor has full right and authority to convey the entire interest herein assigned, and that Assignor has not executed, and will not execute, any agreement in conflict therewith.

The Assignor hereby grants Robert Greene Sterne, Esquire, Registration No. 28,912; Edward J. Kessler, Esquire, Registration No. 25,688; Jorge A. Goldstein, Esquire, Registration No. 29,021; David K. S. Cornwell, Esquire, Registration No. 31,944; Robert W. Esmond, Esquire, Registration No. 32,893; Tracy-Gene G. Durkin, Esquire, Registration No. 32,831; Michael B. Ray, Esquire, Registration No. 33,951; Michael B. Ray, Esquire, Registration No. 36,013; Eric K. Steffe, Esquire, Registration No. 36,688;

Attorney Docket: 1861.1270001

Michael Q. Lee, Esquire, Registration No. 35,239; Steven R. Ludwig, Esquire, Registration No. 36,203; John M. Covert, Esquire, Registration No. 38,759; and Linda E. Alcorn, Esquire, Registration No. 39,588; all of STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C., 1100 New York Avenue, N.W., Suite 600, Washington, D.C. 20005-3934, and and Philip C. Strassburger, Esquire, Registration No. 34,258, Purdue Pharma L.P., One Stamford Forum, Stamford, CT 06901-3431, power to insert in this assignment, including the attached Schedule A, any further information regarding the patents and patent applications so identified in such Schedule A that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

SIGNED on behalf of the said ASSIGNOR, PURDUE PHARMA LTD.				
By:	Howard R. Well			
	Howard R. Udell			
Title:	Vice President and Assistant Secretary			
Date:	July 24, 2002			
Witnessed before me:	0 11.			
Signature: Ongella Ottimo	Signature: Meth Shel			
Print Name: Hngela Ottimo	Print Name: Koberta Setel			
Address: Stanford, UT	Address: Samford, CT			
SIGNED on behalf of the said ASSIGNEE, EU  By:	RO-CELTIQUE S.A.  Douglas Docherty			
Title:	Director			
Date:	J4LY 23, 2007			
Witnessed before me: Signature: Sads. 2 deSe	Signature: Syoung			
Print Name: SOPHIA RAPOSO DESA	Print Name: SHAROW YOUNG			
Address: Haniton Bernuda  OIGPTO.wpt SKGF_DCI 35200v1	Address: Hamilton, Ramuda			

Attorney Docket: 1861.1270001

#### **SCHEDULE A**

# UNITED STATES PATENTS, UNITED STATES PATENT APPLICATIONS AND INTERNATIONAL APPLICATIONS THAT DESIGNATE THE UNITED STATES

	Application No.	Filing Date	Publication No.	Issue Date
1.	U.S. 09/814,123	March 22, 2001	US 2002/0006947 A1	
2.	PCT/US01/08972	March 22, 2001	WO 01/72714	

SKGF\_DC1:35200.1

### **FEE TRANSMITTAL** for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$) 80.00

respond to a collection of information	n unless it displays a valid OMB control number		
Complete if Known			
Application Number	09/814,123		
Filing Date	March 22, 2001		
First Named Inventor	Derk J. Hogenkamp		
Examiner Name	Shameem, G.		
Group Art Unit	1626		
Attorney Docket No.	1861.1270001/JMC/THN		

METHOD OF PAYMENT (check one) FEE CALCULATION (continued)						
METHOD OF PATMENT (check one)	FEE CALCULATION (continued) 3. ADDITIONAL FEES					
1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:	Large			Entity	,	
Deposit Account Number 19-0036	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee paid
Deposit Account Name Sterne, Kessler, Goldstein & Fox P.L.L.C.	105	130	205	65	Surcharge - late filing fee or oath	
Па	127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
□ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		130	139	130	Non-English specification	
Applicant claims small entity status	. 147	2,520	147	2,520	For filing a request for ex parte reexamina	ation
See 37 CFR 1.27		920*	112	920*	Requesting publication of SIR prior to Examiner action	,
2. 🖾 Payment Enclosed:		1,840*	113	1,840*	Requesting publication of SIR after Examiner ad	ction
☐ Check ☐ Credit card ☐ Money Order ☐ Other*  *Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.		110	215	55	Extension for reply within first month	
FEE CALCULATION	116	400	216	200	Extension for reply within second month	
I. BASIC FILING FEE	117	920	217	460	Extension for reply within third month	
Large Entity Small Entity	118	1,440	218	720	Extension for reply within fourth month	
Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$)	128	1,960	228	980	Extension for reply within fifth month	
101 740 201 370 Utility filing fee	119	320	219	160	Notice of Appeal	
106 330 206 165 Design filing fee	120	320	220	160	Filing a brief in support of an appeal	
107 510 207 255 Plant filing fee	121	280	221	140	Request for oral hearing	
108 740 208 370 Reissue filing fee	138	1,510	138	1,510	Petition to institute a public use proceeding	ng
114 160 214 80 Provisional filing fee	140	110	240	55	Petition to revive - unavoidable	
	141	1,280	241	640	Petition to revive - unintentional	
SUBTOTAL (1) (\$)	142	1,280	242	640 Utility issue fee (or reissue)		
	143	460	243	230	Design issue fee	
	144	620	244	310	Plant issue fee	
*	122	130	122	130	Petitions to the Commissioner	·
2. EXTRA CLAIM FEES Fee from Extra below Fee Paid	123	130	123	130	Petitions related to provisional applications	s
Total Claims 20** = X =	126	180	126	180	Submission of Information Disclosure Stm	nt
Indep. Claims 3** = X =	581	40	481	40	Recording each patent assignment per property (times number of properties)	80.00
Multiple Dependent =	146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
Large Entity Small Entity Fee Fee Fee Fee Fee Description	149	740	249	370	For each additional invention to be examin (37 CFR 1.129(b))	ned ·
Code (\$) Code (\$)  103 18 203 9 Claims in excess of 20	179	740	279	370	Request for Continued Examination (RCE	)
102 84 202 42 Independent claims in excess of 3	169	900	169	900	Request for expedited examination of a de application	esign
104         280         204         140         Multiple dependent claim           108         84         209         42         **Reissue independent claims over original	Other fee (s	pecify):	•		арриодион	<b> </b>
108 84 209 42 **Reissue independent claims over original patent  110 18 210 9 **Reissue claims in excess of 20 and over original patent						
original patent Other fee (specify) :  SUBTOTAL (2) (\$)						
**or number previously paid, if greater, For Reissues, see above SUBTOTAL (3) (\$) 80.00						
SUBMITTED BY					Complete (if appli	icable)
Name (Print/Type) John M. Covert		Reg (Atto	istration mey/Agent)	No.	38,759 Telephone	202-371-2600
Signature In M. Crass Date July 31, 200						

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form settimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

SKGF Rev. 10/01/01 mnac

HOGENKAMA OT AC STERNE, KESSLER, GOLDSTEIN & FOX PLLC ATTORNEYS AT LAW GOVERNMENT FEES ACCT. 1100 NEW YORK AVE. NW. SUITE 600 WASHINGTON, D.C. 20005 APPL. NO. 05/814, 123 FIRST UNION BANK • WASHINGTON, D.C. 20005 COMM. OF PATENTS & TRADEMARKS #PBP4059400394003550#500304484# THE SUMPERCLOSE CONTRACTORS 15-122 540 DOLLARS

Due Date:

None

Hogenkamp et al.

1626 **Art Unit:** 

Shameem, G. Examiner:

**Application No.:** 09/814,123

Applicants:

Docket:

1861.1270001

Filed: March 22, 2001

JMC/THN Atty:

For: Aryl Substituted Pyrazoles, Triazoles and Tetrazoles, and the Use Thereof

When receipt stamp is placed hereon, the USPTO acknowledges receipt of the following documents:

SKGF Cover Letter;

2. Two (2) Recordation Form Cover Sheets (Form PTO-1595);

Certificate of Amendment of COCENSYS, INC., official recordation and return of which are respectfully requested;

Applicants:

Application No.:

Hogenkamp et al.

**Due Date:** 

None

Art Unit:

1626

Examiner:

Shameem, G.

Docket:

1861.1270001

Filed:

March 22, 2001

09/814,123

Atty:

JMC/THN

Aryl Substituted Pyrazoles, Triazoles and Tetrazoles, and the Use Thereof

When receipt stamp is placed hereon, the USPTO acknowledges receipt of the following documents:

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Two (2) Recordation Form Cover Sheets (Form PTO-1595); 2. 3.

Certificate of Amendment of COCENSYS, INC., official recordation and return of which are respectfully requested; 4.

Assignment to EURO-CELTIQUE S.A., official recordation and return of which are respectfully requested; Fee Transmittal Form (PTO/SB/17); 5.

6. One (1) return postcard; and

7.

Our Check No. 36021 for \$80.00 to cover recordation fees (37 C.F.R. § 1.21).

Attn: Box Assignment

July 31, 2002

SKGF\_DC1:40236.1

Please Date Stamp And Return To Our Courier